

REMARKS

This Amendment is filed in response to the Office Action dated December 15, 2005. All objections and rejections are respectfully traversed.

Claims 1-28 are in the case.

Claims 21-28 have been added to better claim the invention.

At paragraph 2 of the Office Action, claims 1-20 were rejected under 35 U.S.C. §102(e) as being anticipated by Somerville et al., U.S. Patent Application Publication No. 2005/0047556, published on March 3, 2005, hereinafter Somerville.

The present invention, as set forth in representative claim 1, comprises in part:

1. A method of licensing and managing media resources in a telecommunications system including a converged services platform, said method comprising the steps of:

creating a central pool storing resource points representing a license or authorization level of media resource service capability; and

dynamically allocating portions of said central pool to one or more media resource cards.

Somerville discloses a system and method for simulating media platforms (e.g., telecommunications hardware/software, paragraph 0001) for testing various performance characteristics thereof. For example, a number of scalable variables (e.g., length of calls, frequency of calls, etc.) may be used with a particular testing routine to drive call signals mimicking actual callers. The testing routine may then measure the performance of the media platforms based on, e.g., latency, distribution patterns, etc., (paragraph 0018), and return the results in a report. Because of the use of scalable variables and the automated testing routine, the system and method in Somerville allows for the testing of many (e.g.,

thousands of media channels, i.e., DS0 channels, DS3 channels, T1 spans, E1 spans, etc. (each representing a different signal rate, paragraph 0022).

Applicant respectfully urges that Somerville does not show Applicant's claimed novel "***creating a central pool storing resource points representing a license or authorization level of media resource service capability.***"

Applicant claims a technique for licensing and managing media resources in a telecommunications system. Illustratively, a telecommunications system (e.g., a converged services platform) has a limited number of resources available. Because of this, it is important to manage the resources according to a license or authorization level (i.e., what amount of resources a customer is allowed to utilize at any one time). For instance, a pool of resource points may be created to represent an amount of media resource service capability available to a customer. Any of the one or more media resource cards of the telecommunications system may perform the services, i.e., dynamically being allocated the resource points, until the customer has no remaining resource points in the central pool. Somerville does not make any mention of the storage (or allocation) of media resource points representing a license or authorization level. Instead, Somerville, as mentioned above, merely addresses the testing of a media platform using scalable variables and a testing routine.

Applicant respectfully urges that the Somerville patent publication is legally precluded from anticipating the claimed invention under 35 U.S.C. §102 because of the absence from the Somerville patent publication of Applicant's "***creating a central pool storing resource points representing a license or authorization level of media resource service capability.***"

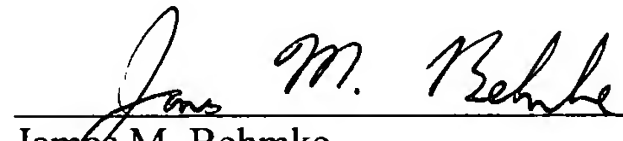
All independent claims are believed to be in condition for allowance.

All dependent claims are believed to be dependent from allowable independent claims, and therefore in condition for allowance.

Favorable action is respectfully solicited.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

A handwritten signature in cursive script, reading "James M. Behmke", is written over a horizontal line.

James M. Behmke
Reg. No. 51,448
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
Boston, MA 02210-2414
(617) 951-2500